

Agenda Item Form

Agenda Date: 3/30/04

Districts Affected: _____

Dept. Head/Contact Information: Becky Duval-Reese or Dr. Marc Thompson/755-4332

Type of Agenda Item:

- | | | |
|--|---|--|
| <input checked="" type="checkbox"/> Resolution | <input type="checkbox"/> Staffing Table Changes | <input type="checkbox"/> Board Appointments |
| <input type="checkbox"/> Tax Installment Agreements | <input type="checkbox"/> Tax Refunds | <input type="checkbox"/> Donations |
| <input type="checkbox"/> RFP/ BID/ Best Value Procurement | <input type="checkbox"/> Budget Transfer | <input type="checkbox"/> Item Placed by Citizen |
| <input type="checkbox"/> Application for Facility Use | <input type="checkbox"/> Bldg. Permits/Inspection | <input type="checkbox"/> Introduction of Ordinance |
| <input type="checkbox"/> Interlocal Agreements | <input type="checkbox"/> Contract/Lease Agreement | <input type="checkbox"/> Grant Application |
| <input checked="" type="checkbox"/> Other <u>Acceptance of Grant money</u> | | |

Funding Source:

- ☐ General Fund
- ☒ Grant (duration of funds: _____ Months)
- ☐ Other Source: _____

Legal:

☐ Legal Review Required Attorney Assigned (please scroll down): John Nance ☒ Approved ☐ Denied

Timeline Priority: ☐ High ☒ Medium ☐ Low # of days: _____

Why is this item necessary:

To complete construction of a visible storage case.

Explain Costs, including ongoing maintenance and operating expenditures, or Cost Savings:

None to city

Statutory or Citizen Concerns:

n/a

Departmental Concerns:

n/a

2004 MAR 25 PM 11 17
CITY CLERK'S OFFICE

El Paso Museum of Archaeology

BACKUP MEMO

Date: 24 March 2004
To: Mayor, City Council, et al.
From: Marc Thompson, Deputy Museums Director
Subject: grant funds for case construction

The El Paso Museum of Archaeology, Department of Museums, requests that the Mayor be authorized to accept a grant in the amount of \$5,000.00 from the Summmerlee Foundation and sign related documents for construction of a visible storage display case. No matching funds from the City are required for acceptance of this grant.

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to accept, on behalf of the El Paso Museum of Archeology at Wilderness Park, a grant in the amount of \$5,000.00 from The Summerlee Foundation and to sign any related contracts or other documents. The funds are granted for the purchase and installation of a display case for the Museum. No matching funds from the City are required.

ADOPTED this 30th day of March, 2004.

ATTEST:

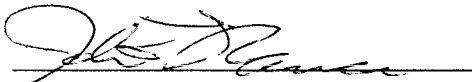
THE CITY OF EL PASO

Richarda Duffy Momsen
City Clerk

Joe Wardy
Mayor

APPROVED AS TO FORM:

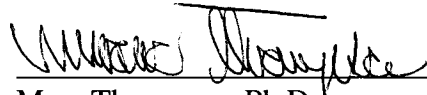
APPROVED AS TO CONTENT



John F. Nance
Assistant City Attorney



Becky Duval Reese
Museums Director



Marc Thompson, Ph.D.
Deputy Museums Director

THE SUMMERLEE FOUNDATION



Artes, Las, Roberts, Founder 1895-1990

February 24, 2004

Dr. Marc Thompson, Director
El Paso Museum of Archaeology
4301 Transmountain Road
El Paso, TX 79924

Dear Dr. Thompson:

It is my pleasure to inform you that the Board of Directors of The Summerlee Foundation (the "Foundation") has authorized a grant of \$5,000.00 to the El Paso Museum of Archaeology ("Grantee") to install a massive display case to house Southwestern Indian artifacts, subject to your acceptance of the conditions set forth in this letter.

The following conditions are attached to the distribution of the grant:

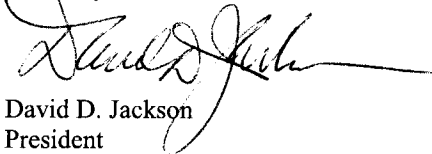
1. The grant is to be used solely for the purposes as set forth in the preceding paragraph.
2. All expenditures made by El Paso Museum of Archaeology from this grant must be used within the terms and conditions of the said grant.
3. The Grantee warrants and represents that its receipt of the grant will not adversely affect the Grantee's status as other than a private foundation within the meaning of Section 509(a) of the Internal Revenue Code of 1954 (the "Code").
4. The Grantee must furnish the Foundation any information concerning a change or a proposed change in your status as an organization described in Section 501(c)(3) of the Code and/or your status as "other than a private foundation" within the meaning of Section 509(a) of the Code.
5. If your status under either Section 501(c)(3) or Section 509(a) of the Code changes, the Foundation reserves the right to have all remaining grant funds returned immediately to the Foundation.
6. Any funds not used or committed for the specified purpose of the grant or not used or committed within any time limit specified in the grant request shall be returned to the Foundation.
7. The Grantee shall furnish written reports, as needed, as to the progress and conclusions reached with respect to projects and activities financed by the grant, including a summary of funds expended.
8. The Grantee may only release information regarding the receipt of the grant with the prior approval of the Foundation which will not be unreasonably withheld.
9. Any violation of the conditions set forth herein will permit the Foundation to terminate any and all further distributions to the Grantee whether or not such distributions have been properly promised or pledged.

THE SUMMERLEE FOUNDATION • 5956 Sherry Lane • Dallas, Texas 75225

10. Grant funds shall not be used to attempt to influence legislation nor contribute to any political campaign on behalf of any candidate for public office.
11. It is expressly understood that the Grantee takes full and complete responsibility in carrying out this project, that the Grantee holds The Summerlee Foundation harmless from any and all liability relating to the effectuation of this grant, and further, that the Grantee shall indemnify The Summerlee Foundation from any claims made or actions taken as a result of this grant according to the Constitution and Laws of the State of Texas.
12. It is further expressly understood that The Summerlee Foundation has made this grant based upon the information provided by the applicant/Grantee and that The Summerlee Foundation shall not be held responsible for the consequences resulting from the making of this grant.

Acknowledgment of your agreement to the terms and conditions set forth in this letter must be made by a duly authorized officer of the Grantee as provided below. Please execute the original and return same.

Sincerely,


David D. Jackson
President

ACCEPTED AND AGREED TO:

GRANTEE ORGANIZATION: City of El Paso
for the El Paso Museum of Archaeology

AUTHORIZED OFFICER: Joe Wardy


TITLE: Mayor

DATE: March 30, 2004

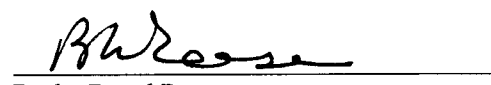
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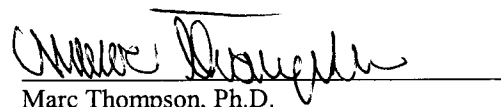
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